

County Noxious Weed Control Act Administrative Rules

4.5.201 DESIGNATION OF NOXIOUS WEEDS. (1) The department designates certain exotic plants listed in these rules as statewide noxious weeds under the County Weed Control Act 7-22-2101 (5), MCA. All counties must implement management standards for these noxious weeds consistent with weed management criteria developed under 7-22-2109 (2)(b) of the Act. The department established three categories of the noxious weeds.

(History: Sec. 7-22-2101, MCA; IMP, Sec. 7-22-2101, MCA; NEW, 1986 MAR p. 337, Eff. 3/14/86; AMD, 1991 MAR p. 511, Eff. 4/26/91.)

4.5.202 CATEGORY 1. (1) Category 1 noxious weeds are weeds that are currently established and generally widespread in many counties of the state. Management criteria includes awareness and education, containment and suppression of existing infestations and prevention, of new infestations. These weeds are capable of rapid spread and render land unfit or greatly limit beneficial uses.

(2) The following are designated as category 1 noxious weeds:

- (a) Canada thistle (*Cirsium arvense*);
- (b) Field bindweed (*Convolvulus arvensis*);
- (c) Whitetop or Hoary cress (*Cardaria draba*);
- (d) Leafy spurge (*Euphorbia esula*);
- (e) Russian knapweed (*Centaurea repens*);
- (f) Spotted knapweed (*Centaurea maculosa*);
- (g) Diffuse knapweed (*Centaurea diffusa*);
- (h) Dalmation toadflax (*Linaria dalmatica*);
- (i) St. Johnswort (*Hypericum perforatum*);
- (j) Sulfur (erect) cinquefoil (*Potentilla recta*);
- (k) Common tansy (*Tanacetum vulgare*);
- (l) Ox-eye daisy (*Chrysanthemum leucanthemum* L.);
- (m) Houndstongue (*Cynoglossum officinale* L.); and
- (n) Yellow toadflax (*Linaria vularis*).

(History: Sec. 7-22-2101, MCA; IMP, Sec. 7-22-2101 and 80-7-802, MCA; NEW, 1986 MAR p. 337, Eff. 3/14/86; AMD, 1991 MAR p. 511, Eff. 4/26/91; AMD , 1994 MAR p. 563, Eff. 3/18/94; AMD , 2000 MAR p. 451, Eff. 2/11/00; AMD , 2003 MAR p. 1272, Eff. 6/27/03.)

4.5.203 CATEGORY 2. (1) Category 2 noxious weeds have recently been introduced into the state or are rapidly spreading from their current infestation sites. These weeds are capable of rapid spread and invasion of lands, rendering lands unfit for beneficial uses. Management criteria includes awareness and education, monitoring and containment of known infestations and eradication where possible.

(2) The following are designated as category 2 noxious weeds:

- (a) Dyers woad (*Isatis tinctoria*);
- (b) Purple loosestrife or lythrum (*Lythrum salicaria* , *L. virgatum* , and any hybrid crosses thereof);
- (c) Tansy ragwort (*Senecio jacobaea* L.);
- (d) Meadow hawkweed complex (*Hieracium pratense* , *H. floribundum* , *H. piloselloides*);
- (e) Orange hawkweed (*Hieracium aurantiacum* L.);
- (f) Tall buttercup (*Ranunculus acris* L.);
- (g) Tamarisk (saltcedar) (*Tamarix* spp.); and
- (h) Perennial pepperweed (*Lepidium latifolium*).

(History: Sec. 7-22-2101 and 80-7-802, MCA; IMP , Sec. 7-22-2101, MCA; NEW , 1986 MAR p. 337, Eff. 3/14/86; AMD , 1989 MAR p. 899, Eff. 7/14/89; AMD , 1991 MAR p. 511, Eff. 4/26/91; AMD , 1994 MAR p. 563, Eff. 3/18/94; AMD , 1998 MAR p. 1912, Eff. 7/17/98; AMD , 2000 MAR p. 451, Eff. 2/11/00; AMD , 2003 MAR p. 1272, Eff. 6/27/03.)

4.5.204 CATEGORY 3. (1) Category 3 noxious weeds have not been detected in the state or may be found only in small, scattered, localized infestations. Management criteria include awareness and education, early detection and immediate action to eradicate infestations. These weeds are known pests in nearby states and are capable of rapid spread and render land unfit for beneficial uses.

(2) The following are designated as category 3 noxious weeds:

- (a) Yellow starthistle (*Centaurea solstitialis*);
- (b) Common crupina (*Crupina vulgaris*);
- (c) Rush skeletonweed (*Chondrilla juncea*);
- (d) Eurasian watermilfoil (*Myriophyllum spicatum*); and
- (e) Yellow flag iris (*Iris pseudacorus*).

(History: Sec. 80-7-802, MCA; IMP, Sec. 7-22-2101, MCA; NEW , 1991 MAR p. 511, Eff. 4/26/91; AMD , 2003 MAR p. 1272, Eff. 6/27/03.)